

BOARD OF PUBLIC WORKS AND SAFETY

October 3, 2000

Regular Session:

The Board of Public Works and Safety met in regular session on Tuesday, October 3, 2000 at 9:00 a.m. Members present were Bob Griffiths, Lisa Decker, Jim Andrew, Rex Bowman and Rebecca Miller. City Attorney Eric Burns was also present.

Mr. Griffiths called the meeting to order.

MINUTES

Mrs. Decker moved to approve the minutes of the September 26, 2000 meeting. Mr. Andrew seconded. Passed.

OLD BUSINESS

Bids Under Advisement

New Sludge Storage Tanks and Temporary Sludge Pumping Facilities

Tom Poehls, Greeley and Hansen, informed the Board that bids for the New Sludge Storage Tanks and Temporary Sludge Pumping Facilities have been tabulated and reviewed and it was their recommendation that, subject to the opinion of the City Attorney that the proposal of River City Construction, LLC. is legal and binding, the Board award the contract to River City Construction, LLC. in the amount of \$3,917,000.00. Mrs. Miller moved for approval of the recommendation. Mr. Andrew seconded. Passed.

Hartford Street and Tippecanoe Street Water and Sewer Utility Relocation Project

Mike Smith, Hawkins Environmental, informed the Board that based on preliminary review, it is apparent that the base bid submitted by Kreager Bros. Excavating for the Hartford Street and Tippecanoe Street Water and Sewer Utility Relocation Project in the amount of \$46,900.00 is in order and does, in fact, represent the lowest and best bid. Mr. Smith recommended that the Board award this contract to Kreager Bros. Excavating. Mr. Bowman moved for approval. Mrs. Miller seconded. Passed.

NEW BUSINESS

Hawkins Environmental

Claim – Dreier & Maller, Inc.

Mr. Smith presented to the Board, and recommended approval, a claim from Dreier & Maller, Inc. for the Norma Jean Sanitary Sewer and Water Extension Project in the amount of \$2,306.25. Mr. Andrew moved for approval. Mr. Bowman seconded. Passed.

Water Pollution Control Department

IDEM – Permit Application

Brad Talley, WPCD Superintendent, requested the Board authorize the President to sign the 327 IAC Article 3 Construction Permit Application Plans and Specifications for the Lafayette Wastewater Treatment Plant from the Indiana Department of Environmental Management (IDEM) for Phase II of the Waster Water Treatment Plant Upgrade Project. Mrs. Decker moved for approval. Mrs. Miller seconded. Passed.

City Attorney

Harbors of South Haven, L.L.C. – Promissory Note

City Attorney, Eric Burns, presented the Board with a Promissory Note that pertains to the Harbors of South Haven Development being constructed on South 18th Street. Mr. Burns reminded the Board that several months back they agreed to accept an \$80,000.00 payment, from the developer, in lieu of having that developer do a half width street out on South 18th Street. He explained that, at that time, it appeared more appropriate to accept the money since it was not a road construction project that the City wanted to have done right away. Mr. Burns explained that the \$80,000.00 amount has not yet been paid and it was his understanding that for various reasons the amount was, in fact, left out of the construction financing, which is now closed, making it difficult for the developer to come up with this payment. Mr. Burns stated that he had received a request from Andy Gutwein, Attorney for the Developer, asking that a promissory note be accepted in lieu of payment. Mr. Burns stated the promissory note would contain the following conditions:

1. The \$80,000.00 will be paid no later then one year from the date of the Promissory Note.
2. The Promissory Note would bare interest at a rate of 6% on the unpaid balance.
3. Before any Certificates of Occupancy (C of O) are issued payment will be made allowing the following schedule:
 - a. First \$20,000.00 payment – release of 4 Certificates of Occupancy
 - b. Second \$20,000.00 payment – release of 4 Certificates of Occupancy
 - c. Third \$20,000.00 payment – release of 4 Certificates of Occupancy
 - d. Release of final 7 Certificates of Occupancy after final payment of \$20,000.00 plus interest.
4. A Personal Guarantee and/or Letter of Credit from the Developer.

Mr. Andrew felt that the interest rate should be no less then a commercial or higher rate of interest. Opal Kuhl, City Engineer, informed the Board that she felt the C of O's should not be released until the repair work for the damage done to the streets in that area, is complete and the projects punch list is complete as well. Mr. Burns agreed with Ms. Kuhl stating that this note does not change the other requirements normally made, these would be additional requirements. There were additional question of Ms. Kuhl and Mr. Burns, from the Board members, as well as a presentation from Andy Gutwein, Attorney for the Developer explaining the Developer's position regarding this matter. This was followed by additional comments and questions from the Board members during which the interest rate amount of 10% was found to be more acceptable then the original suggestion of 6%. Mr. Bowman moved for approval of the acceptance of a Promissory Note subject to review and approval of the City Attorney. Mrs. Decker seconded. Passed.

Engineering Office

Street Light Request – Norma Jean Subdivision

Opal Kuhl, City Engineer, presented a letter from Tim Wells, Engineering Assistant, recommending that the Board agree to proceed with the installation of the eleven streetlights within the Norma Jean

Subdivision, and the replacement of the existing security lights with the Cobrahead street lights. Mrs. Decker moved for approval. Mr. Bowman seconded. Passed.

Ordinance Violations Bureau

Ms. Kuhl presented to the Board the 1st Letter Summary (9 issued) 2nd Letter Summary (7 issued) and Ticket Summary (14 issued) from the Ordinance Violations Bureau during the time period of 9/25/2000 – 9/29/2000. She also presented a Door Hanger Summary for the week of 9/25/2000 – 9/29/2000 (31 issued).

Railroad Relocation

Liz Solberg, Railroad Relocation Director, asked the Board to authorize the President to sign a change order for the Atlas Excavating, Inc. contract for Norfolk Southern Relocation in the amount of \$46,461.72. Mr. Andrew moved for approval. Mrs. Miller seconded. Passed.

Police Department

Street Closings – Annual Christmas Parade

Chief Gene Reed, Police Department, requested permission from the Board to hold the annual Christmas Parade on Sunday, December 3, 2000 at 2:00 P.M. Chief Reed explained that due to ongoing construction in West Lafayette, the parade route as well as street closings would be worked out with the Police Department. Mrs. Decker moved for approval. Mr. Bowman seconded. Passed. Mr. Griffiths requested that Chief Reed present the Board with a copy of the complete parade route and street closings once these have been decided.

Mothers Against Drunk Driving

Candlelight Vigil – Riehle Plaza

Mr. Griffiths presented a letter from the Greater Lafayette Mothers Against Drunk Driving (MADD) requesting permission to hold a Candlelight Vigil at the Riehle Plaza on Tuesday, December 12, 2000 at 7:00 P.M. Mrs. Decker moved for approval. Mr. Andrew seconded. Passed.

Bond Claim

Mr. Griffiths presented a claim from H. Stewart Kline & Associates, payable to Stallard & Schuh, Inc. for Farabee Drive in the amount of \$5,850.00 payable from the Creasy TIF Bond. Mr. Andrew moved for approval. Mrs. Miller seconded. Passed.

Claims

Mr. Griffiths presented, for Board approval, Claims in the amount of \$960,058.73. Mrs. Miller moved for approval. Mr. Andrew seconded. Passed.

Miscellaneous

Mayor Heath invited everyone to the Landfill Completion Celebration on Monday, October 16, 2000 at 1:30 P.M. at the Tippecanoe County Landfill site.

Mona Holdcraft, City Controller, informed everyone that the State Board of Tax Commissioners has set the Public Hearing for the Civil Tax Budget on Friday, October 06, 2000 at 2:45 P.M. in the Grand Prairie Room in the Tippecanoe County Annex Building.

Building Permits

The Engineering Office issued the following Building Permits for the week ending September 29, 2000:

4989	R Michael White	318 Meijer Dr	Sign UL#41700	\$10,000.00
4990	Tony Yamazaki	626 Main St	Add 2nd floor apartment	\$160,000.00
4991	Greg & Cheryl Shake	3616 Valdez Dr	Above ground pool	\$3,750.00
4992	Greater Lafayette Health Services	1122 N 15th St	New asphalt heliport	\$12,000.00
4993	GC Development Corp	79 Shenandoah Dr	Event sign for Golden Corral	\$25.00
4994	Shenandoah Development LLC	612 Anchor Dr	New 2 story 8 unit apartment	\$208,000.00
4995	Shenandoah Development LLC	510 Anchor Dr	New 2 story 8 unit apartments	\$202,000.00
4996	Shenandoah Development LLC	504 Anchor Dr	New 2 story 8 unit apartment	\$208,000.00
4997	Shenandoah Development LLC	609 Anchor Dr	New 2 story 8 unit apartment	\$208,000.00
4998	Shenandoah Development LLC	503-511 Anchor Dr	New 2 story 16 unit apartment	\$410,000.00
4999	Bob Rohrman Auto Group	SR 26 E	Demolition of house and 2 barns	\$0.00
5000	Robert Brettnacher	1100 Hedgewood Dr	Upgrade 60 to 100 amps	\$100.00
5001	Habitat for Humanity	610 Oregon St	Room addition	\$28,000.00
5002	Francisco Serrano	312 Main St	Add 2nd bathroom	\$8,000.00
5003	Charles Fisher	2504 Main St	Room addition	\$20,000.00
5004	Shirley Johnson	2334 N 25th St	Storage shed	\$1,205.00
5005	Fairfield Contractors	3420 Fairfield Ct	Pre engineered building (comp BP# 2715)	\$1,000.00
5006	Sue Fineman	1713 Greenbush St	New 200 amp panel, service entry cable &	\$750.00
5007	Eric Cox	1603 LaRue St	Upgrade electric from 2 60 amp to 1- 200	\$300.00
5008	Susan Riehle	2018 N 19th St	Replace 100 service	\$750.00
5009	Twin City Collision	3431 Fairfield Ct	Foundation only for automotive repair	\$75,000.00
5010	Kimco Realty Corp	3540 SR 38 E Suite 501, 600,	Remodel for tenant space -Famous	\$75,000.00
5011	Habitat for Humanity	255 Green St	VOID	
5012	City Bus of Greater Lafayette	Canal Rd	Concrete pad for passenger shelter	\$4,000.00
5013	City Bus of Greater Lafayette	Market Place Dr	Concrete pad for passenger shelter	\$4,000.00
5014	Regina Wheatly	622 S 31st St	Upgrade from 30 amp to 100 amp	\$1,100.00
5015	Mike Raisor	2929 Central St	Pave existing gravel lot & install bufferyard	\$13,000.00
5016	Fashion Bug	4315 Commerce Dr	Tenant buildout for Fashion Bug	\$48,000.00
5017	Deluxe Homes	3319 Poland Hill Rd	Single family residence	\$48,000.00
5018	Bruce Gunstra Builders	40 Equinox Ct	Single family residence	\$100,000.00
5019	Habitat for Humanity	255 Green St	Remodel existing house & add covered	\$35,000.00
5020	Glade Wright	634 New York St	Upgrade electric 2-60's to 2-100's	\$1,200.00
5021	R & R Construction	22-24 Cabernet Ct	Duplex	\$101,000.00
5022	Triple R LLC	229 Farabee Dr N	Warehouse/office	\$250,000.00
5023	VMS LLC	3305 Waverly Dr	Single family residence	\$98,000.00
5024	Todd Drayer	2417 Earl Ave S	Event sign for Coffee & Bakery Shop	\$25.00
5025	Advance Auto Parts	3059 Teal Rd	Event sign for Advance Auto parts	\$25.00

There being no further business to come before the Board, Mr. Griffiths stated the meeting was adjourned.

Time being 9:35AM.

BOARD OF PUBLIC WORKS AND SAFETY
ROBERT GRIFFITHS
President

ATTEST: LISA DECKER
City Clerk
Minutes written by Rebecca Hatton